Case 1:07-0-08761-JC 100 100 100 124

Filed 04/02/2008 Page 1 of 11

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UNITED STATES DISTRICT COURT FOR THE SOUTHERN DISTRICT OF NEW YORK

AMERICAN FEDERATION OF STATE,
COUNTY AND MUNICIPAL EMPLOYEES,
DISTRICT COUNCIL 47 HEALTH AND
WELFARE FUND, PHILADELPHIA
FIREFIGHTERS UNION LOCAL NO. 22
HEALTH & WELFARE FUND, and NATIONAL
COUNCIL OF FIREMEN AND OILERS, LOCAL
1201 HEALTH AND WELFARE FUND, each on
hehalf of itself and all others similarly situated,
Plaintiffs,

APR 0 4 2008

Civil Action No. 07-8761-JGK

MOTION TO ADMIT COUNSEL PRO HAC VICE DISTRICT CO

APR 02 2008

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 $\mathbf{V}.$

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PURDUE PHARMA L.P., a Delaware Limited Partnership, and THE PURDUE FREDERICK COMPANY INC., a New York Corporation, Defendants

PURSUANT TO RULE 1.3(c) of the Local Rules of the United States District Courts for the Southern and Eastern Districts of New York, I, Justin Bloom, a member in good standing of the bar of this Court, hereby move for an Order allowing the admission *pro hac vice* of:

> WILLIAM D. MARVIN COHEN, PLACITELLA & ROTH, P.C. Two Commerce Square 2001 Market St., Suite 2900 Philadelphia, PA 19103 (215) 567-3500

William D. Marvin is a member in good standing of the Bar of the Commonwealth of Pennsylvania. There are no pending disciplinary proceedings against him in any State or Federal Court. Attached hereto as Exhibit 1 is Mr. Marvin's Affidavit, with Exhibit A, an original Certificate of Good Standing from the Pennsylvania Supreme Court, attached thereto.

Dated: February 20, 2008

Respectfully Submitted,

MURRAY LAW FIRM

SAL

By:

Justin Bloom (SDNY Bar# JB3156)

Murray Law Firm

650 Poydras Street, Suite 1100

New Orleans, Louisiana 70130

(917) 991-7593

Bloomesq1@gmail.com

Counsel for Plaintiff and the Class

AMERICAN FEDERATION OF STATE, COUNTY AND MUNICIPAL EMPLOYEES, DISTRICT COUNCIL 47 HEALTH AND		
		Civil Action No. 07-8761-JGK
FIREFIGHTERS UNION	I LOCAL NO. 22	
HEALTH & WELFARE	FUND, and NATIONAL	
COUNCIL OF FIREMEN AND OILERS, LOCAL		
1201 HEALTH AND WELFARE FUND, each on		
behalf of itself and all others similarly situated,		AFFIDAVIT OF JUSTIN
Plaintiffs,		BLOOM IN SUPPORT OF
		MOTION TO ADMIT COUNSEL
v.		PRO HAC VICE
PURDUE PHARMA L.P., a Delaware Limited		
Partnership, and THE PURDUE FREDERICK		
COMPANY INC., a New	York Corporation,	
	Defendants	
State of Atlanta)	
)ss:	•
County of Fulton)	

Justin Bloom, being duly sworn, hereby deposes and says as follows:

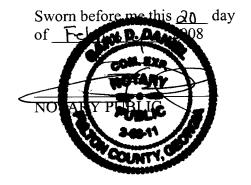
- 1. I am a member of Murray Law Firm, counsel for Movants, AFSCME District Council 47 Health and Welfare Fund, Philadelphia Firefighters Union Local No. 22 Health & Welfare Fund, and National Council of Firemen and Oilers Local 1201 Health and Welfare Fund ("Movants"), in the above-captioned action. I am familiar with the proceedings in this case. I make this statement based on my personal knowledge of the facts set forth herein and in support of Movants' motion to admit William D. Marvin as counsel *pro hac vice* to represent Movants in this matter.
- 2. I am a member in good standing of the bar of the State of Florida, admitted to practice in 1996, and was admitted to practice law in New York in 2001. I am also admitted to the bar of

the United States District Court for the Southern District of New York, and am in good standing with this Court.

- 3. I have known William D. Marvin since 2007, and Mr. Marvin was counsel of record for Movants when this action was originally filed in the Eastern District of Pennsylvania, before being transferred to this Court on defendant's motion.
- 4. Based on joint activities in connection with this case, I have found Mr. Marvin to be a skilled attorney and a person of integrity. He is experienced in federal practice and is familiar with the Federal Rules of Civil Procedure.
- 5. Accordingly, I am pleased to move the admission of William D. Marvin, pro hac vice.
- 6. I respectfully submit a proposed order granting the admission of William D. Marvin, *pro hac vice*, which is attached hereto.

WHEREFORE, it is respectfully requested that the motion to admit William D. Marvin, pro hac vice, to represent Movants in the above-captioned matter, be granted.

Justin Bloom



UNITED STATES DISTRICT COURT FOR THE SOUTHERN DISTRICT OF NEW YORK

AMERICAN FEDERATION OF STATE,)
COUNTY AND MUNICIPAL EMPLOYEES,)
DISTRICT COUNCIL 47 HEALTH AND	Civil Action No. 07-8761-JGK
WELFARE FUND, PHILADELPHIA	
FIREFIGHTERS UNION LOCAL NO. 22	
HEALTH & WELFARE FUND, and NATIONAL)
COUNCIL OF FIREMEN AND OILERS, LOCAL	j
1201 HEALTH AND WELFARE FUND, each on	
behalf of itself and all others similarly situated,) AFFIDAVIT OF WILLIAM D.
Plaintiffs,	/ MARVIN, ESQUIRE
)
V.	<u> </u>
)
PURDUE PHARMA L.P., a Delaware Limited)
Partnership, and THE PURDUE FREDERICK)
COMPANY INC., a New York Corporation,)
Defendants)

- I, William D. Marvin, Esquire, declare the following under penalty of perjury:
- 1. I am a member in good standing of the bar of the Commonwealth of Pennsylvania and am admitted to practice before the United States District Court for the Eastern District of Pennsylvania, the Middle District of Pennsylvania, the Third Circuit Court of Appeals, and the United States Supreme Court. I have never been disciplined, suspended or disbarred by this or any other Court.
- 2. Attached hereto is a Certificate attesting to my admission dates and that I am a member in good standing in the bar of the Commonwealth of Pennsylvania.
- 3. I have extensive experience in state and federal trial courts. I have experience in pharmaceutical litigation, involving claims for prescription drug expenses including cases on behalf of the plaintiffs in this case, AFSCME District Council 47 Health and Welfare Fund,

Philadelphia Firefighters Union Local No. 22 Health & Welfare Fund, and National Council of Firemen and Oilers Local 1201 Health and Welfare Fund.

- 4. I was counsel of record for the plaintiffs when this action was filed in the Eastern District Court of Pennsylvania. The case was transferred to this Court, for coordinated handling with a related case, *New Mexico Fund v. Purdue, et al.*, No. 07-6916.
- 5. In order to register for the Electronic Case Filing system, so as to file documents electronically, and to receive docketing notice, my admittance to practice before this Court *pro hac vice* is necessary.
- 4. Based upon the foregoing, I respectfully request admission to this Court, pursuant to Rule 1.3(c) of the Local Rules of the United States District Courts for Southern District and Eastern District of New York, for the purpose of appearing and arguing on behalf of plaintiffs, who are represented by the Murray Law Firm.

William D. Marvin

Sworn before me this 13 day of 12008

Margaret KhunStadter
Notary Public

COMMONWEALTH OF PENNSYLVANIA

NOTARIAL SEAL
MARGARET RHEINSTADTER, Notary Public
City of Philadelphia, Phila. County
My Commission Expires October 11, 2011



Supreme Court of Pennsylvania

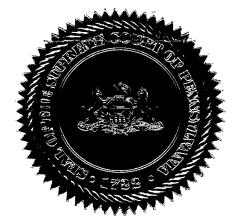
CERTIFICATE OF GOOD STANDING

William David Marvin, Esq.

DATE OF ADMISSION

October 26, 1981

The above named attorney was duly admitted to the bar of the Commonwealth of Pennsylvania, and is now a qualified member in good standing.



Witness my hand and official seal Dated: March 25, 2008

Chief Clerk

CERTIFICATE OF SERIVICE

I, William D. Marvin, Esquire, hereby certify that the foregoing Motion to Admit Counsel Pro Hac Vice and related papers were served by first class mail on the following counsel:

Alexandra Katherine Nellos, Esq.

Chadbourne & Parke LLP (NY) 30 Rockefeller Plaza New York, NY 10112

Donald I. Strauber, Esq.

Chadbourne & Parke LLP (NY) 30 Rockefeller Plaza New York, NY 10112

Gretchen Nielsen Werwaiss, Esq.

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Mary Therese Yelenick, Esq.

Chadbourne & Parke LLP (NY)
30 Rockefeller Plaza
New York, NY 10112

Justin Bloom, Esq.

29 W. 70th Street #2B New York, NY 10023

Jason A. Snyderman, Esquire

Akin Gump Strauss Hauer & Feld, LLP
One Commerce Square
2005 Market Street
Suite 2200
Philadelphia, PA 19103

DATE: \$1,200

WILLIAM D. MARVIN, ESQUIRE

UNITED STATES DISTRICT COURT FOR THE SOUTHERN DISTRICT OF NEW YORK

AMERICAN FEDERATION OF STATE,
COUNTY AND MUNICIPAL EMPLOYEES,
DISTRICT COUNCIL 47 HEALTH AND
WELFARE FUND, PHILADELPHIA
FIREFIGHTERS UNION LOCAL NO. 22
HEALTH & WELFARE FUND, and NATIONAL
COUNCIL OF FIREMEN AND OILERS, LOCAL
1201 HEALTH AND WELFARE FUND, each on
behalf of itself and all others similarly situated,
Plaintiffs,

Civil Action No. 07-8761-JGK

ORDER TO ADMIT WILLIAM D. MARVIN AS COUNSEL FOR PLAINTIFFS *PRO HAC VICE*

 \mathbf{v} .

PURDUE PHARMA L.P., a Delaware Limited Partnership, and THE PURDUE FREDERICK COMPANY INC., a New York Corporation, Defendants

Upon the motion of Justin Bloom, attorney for AFSCME District Council 47 Health and Welfare Fund, Philadelphia Firefighters Union Local No. 22 Health & Welfare Fund, and National Council of Firemen and Oilers Local 1201 Health and Welfare Fund, and said sponsor attorney's affidavit in support;

IT IS HEREBY ORDERED that:

William D. Marvin, Esquire Cohen, Placitella & Roth, P.C. Two Commerce Square, Suite 2900 Philadelphia, PA 19107 T. (215) 567-3500 F. (215) 567-6019 Email: wmarvin@cprlaw.com

is admitted to practice *pro hac vice* as counsel for the plaintiffs, AFSCME District Council 47 Health and Welfare Fund, Philadelphia Firefighters Union Local No. 22 Health & Welfare Fund, and National Council of Firemen and Oilers Local 1201 Health and Welfare Fund, in the above-captioned case in the United States District Court for the Southern District of New York. All

attorneys appearing before this Court are subject to the Local Rules of this Court, including the Rules governing discipline of attorneys. If this action is assigned to the Electronic Case Filing (ECF) system, counsel shall immediately apply for an ECF password at nysd.uscourts.gov. Counsel shall forward the *pro hac vice* fee to the Clerk of Court.

Dated: February , 2008 New York, New York

JOHN G. KOELTL, J.